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Filed in Duplicate PATENT APPLICATION

IFFE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): David C. Nemir

Serial No.: 10/789,496

February 26, 2004

For: PROGRAMMABLE APPLIANCE CONTROLLER

Examiner: A. Dinh D

Group Art Unit: 2821

AMENDMENT TRANSMITTAL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Filed:

Transmitted herewith is an amendment for the above application.

X Applicant is a small entity (claimed under 37 CFR 1.27)
A Petition for Extension of Time accompanies this filing.
Also enclosed is/are

CALCULATION OF ADDITIONAL CLAIM AND/OR EXTENSION FEES:

	Remaining CLAIMS: after Amendment	Highest No. Previously Paid For	Present Extra	ENTITY RATE Small OR Large	. 41-	FEE RATE
TOTAL	28 MINUS	26	-	x \$25	=	\$50
				× \$50	=	\$
INDEP.	3 MINUS	3		x \$100	=	\$
				x \$200	=	\$
First Presentation of Multiple Dep. Claim				+ \$180	=	\$
				+ \$360	=	\$

EXTENSION FEES

(One month = \$60 OR \$120, Two months = \$225 OR \$450, Three months = \$510 OR \$1020) MONTH(S)=

TOTAL \$50.00

A check in the amount of \$50.00 is attached.

Check includes extension of time fee.

X No extension of time is required, check is for claim fees only.

For the Commissioner's convenience this transmittal is submitted in duplicate. If any additional fee is required, please charge our Deposit Account No. 13-4213/ Please and any overpayments.

Dated: September 28, 2005

By:

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I hereby certify that this paper is being deposited with the U.S. Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450,

Alexandria, VA 22313-1450.

Jeffrey D. Myere, Reg. No. 35,964

Date

Application No. 10/789,496

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

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On September 28, 2005

Reg. No. 35,964

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/789,496

Applicant

David C. Nemir

Filed

February 26, 2004

Title

Programmable Appliance Controller

TC/A.U.

2821

Examiner

A, Minh D

Docket No.

70004-9601

<u>AMENDMENT</u>

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action dated June 28, 2005, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.

10/05/2005 MWDLDGE1 00000016 10789496

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